

E. GENERAL ASSISTANCE - UNEMPLOYABLE (GAU)

Purpose: This section describes the general eligibility requirements for assistance for clients who are unable to work due to incapacity.

Effective September 1, 2000

WAC 388-400-0025 General assistance unemployable--General eligibility requirements.

- (1) You can get general assistance - unemployable (GAU), benefits if:
 - (a) You are incapacitated as required under WAC 388-448-0010 through 388-448-0120;
 - (b) You are at least eighteen years old or, if under eighteen, a member of a married couple;
 - (c) You are in financial need according to GAU income and resource rules in chapters 388-450, 388-470 and 388-488 WAC;
 - (d) You meet the general assistance citizenship/alien status requirements under WAC 388-424-0005(3);
 - (e) You provide a Social Security number as required under WAC 388-476-0005;
 - (f) You reside in the state of Washington as required under WAC 388-468-0005;
 - (g) You undergo a treatment and referral assessment as provided under WAC 388-448-0130 through 388-448-0150;
 - (h) You assign interim assistance as provided under WAC 388-448-0210.
- (2) You cannot get GAU benefits if:
 - (a) You are eligible for temporary assistance for needy families (TANF) benefits;
 - (b) You are eligible for state family assistance (SFA) benefits unless you

are not eligible under WAC 388-400-0010;

- (c) You have the ability to, but refuse to meet a TANF or SFA eligibility rule;
 - (d) You are eligible for Supplemental Security Income (SSI) benefits;
 - (e) You are an ineligible spouse of an SSI recipient; or
 - (f) You were denied benefits or your benefits were terminated by the Social Security Administration (SSA) for failing to follow a SSI program rule or application requirement.
- (3) The assistance unit will be established according to WAC 388-408-0010.
- (4) You may be eligible for GAU if you reside in a public institution. A “public institution” is an institution that is supported by public funds, and a governmental unit either is responsible for it or exercises administrative control over it. Your eligibility will depend upon the type of institution you are in.
- (a) If you reside in a public institution and are otherwise eligible for GAU, you may be eligible for general assistance if you are:
 - (i) A patient in a public medical institution; or
 - (ii) A patient in a public mental institution and are:
 - (A) Sixty-five years of age or older; or
 - (B) Twenty years of age or younger.
 - (b) You are not eligible for GAU when you are in the custody of or confined in a public institution such as a state penitentiary or county jail including placement:
 - (i) In a work release program; or
 - (ii) Outside of the institution.

CLARIFYING INFORMATION

1. Certain 19 and 20-year-old students may be eligible for State Family Assistance (SFA) or General Assistance for Children (GA-H). See WAC 388-404-0005 and 388-400-0010.
2. If a 10 or 20-year-old student is eligible for SFA, and that student's parent is incapacitated and meets all other eligibility requirements for GAU, the worker can open the parent on a GAU grant and the child on a SFA grant.